Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 1 of 39

United States Bankruptcy Court Northern District of Illinois						Voluntary Petition	
Name of Debtor (if individual, enter Last, Fi Dziwisz, Miroslaw		of Joint De	_	e) (Last, First	Middle):		
All Other Names used by the Debtor in the la (include married, maiden, and trade names):				Joint Debtor trade names	in the last 8 years ):		
Last four digits of Soc. Sec. or Individual-Ta (if more than one, state all)  xxx-xx-4804	kpayer I.D. (ITIN) No./0	Complete EIN	(if mor	our digits of than one, s	tate all)	r Individual-T	Faxpayer I.D. (ITIN) No./Complete EIN
Street Address of Debtor (No. and Street, Cit 1760 Bristol Walk # E Hoffman Estates, IL		ZIP Code	Street	Address of		,	reet, City, and State):  ZIP Code
County of Residence or of the Principal Place		60169	Count	y of Reside	ence or of the	Principal Pla	ace of Business:
Cook			Co		CL: (D.)	/:C 1:CC	
Mailing Address of Debtor (if different from	street address):		Mailir	ig Address	of Joint Debt	or (if differen	nt from street address):
	_	ZIP Code	_				ZIP Code
Location of Principal Assets of Business Deb (if different from street address above):	tor		1				
Type of Debtor (Form of Organization) (Check one box)  ■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  □ Corporation (includes LLC and LLP) □ Partnership		eal Estate as de 101 (51B)	the Petition is Filed (Check one box)  State as defined (51B)  Chapter 7  Chapter 9  Chapter 15 Petition for R  Chapter 12  Chapter 12  Chapter 15 Petition for R  of a Foreign Main Procee  Chapter 12  Chapter 13  Nature of Debts (Check one box)  Poplicable) Inpriorganization Eurity Inpriorganization Inpriorganization Eurity Inpriorganization Eu			·	
Other (If debtor is not one of the above entitie check this box and state type of entity below.)	S, Other Tax-Exe	of the United S				Debts are primarily business debts.	
Filing Fee (Check  Full Filing Fee attached  Filing Fee to be paid in installments (appliattach signed application for the court's continuous is unable to pay fee except in installments.  Filing Fee waiver requested (applicable to attach signed application for the court's continuous feet.	icable to individuals on onsideration certifying the Rule 1006(b). See Office chapter 7 individuals of	hat the debtor cial Form 3A.	Check	Debtor is if: Debtor's a to insiders all applica A plan is Acceptance	a small busin not a small b aggregate not s or affiliates) ble boxes: being filed w ces of the pla	usiness debto neontingent li ) are less than ith this petition were solici	defined in 11 U.S.C. § 101(51D). or as defined in 11 U.S.C. § 101(51D). iquidated debts (excluding debts owed a \$2,190,000.
Statistical/Administrative Information  ☐ Debtor estimates that funds will be available for distribution to unsecured creditors.  ☐ Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.						SPACE IS FOR COURT USE ONLY	
Estimated Number of Creditors	1,000- 5,001- 5,000 10,000	10,001- 25,000 5	] 5,001- 0,000	50,001- 100,000	OVER 100,000		
Estimated Assets	\$1,000,001 \$10,000,001 to \$10 to \$50 million	to \$100 to	] 100,000,001 5\$500 nillion	\$500,000,001 to \$1 billion			
Estimated Liabilities				\$500,000,001 to \$1 billion			

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main

Document Page 2 of 39

B1 (Official Form 1)(1/08) Page 2 Name of Debtor(s): Voluntary Petition Dziwisz, Miroslaw Dziwisz, Elzbieta (This page must be completed and filed in every case) All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) Location Case Number: Date Filed: Where Filed: - None -Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: - None -District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 under each such chapter. I further certify that I delivered to the debtor the notice and is requesting relief under chapter 11.) required by 11 U.S.C. §342(b). ☐ Exhibit A is attached and made a part of this petition. X <u>/s/ Daniel J. Podkowa</u> April 11, 2008 Signature of Attorney for Debtor(s) (Date) Daniel J. Podkowa Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: ■ Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check any applicable box) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

# B1 (Official Form 1)(1/08) Voluntary Petition

(This page must be completed and filed in every case)

Name of Debtor(s):

Dziwisz, Miroslaw Dziwisz, Elzbieta

## Signatures

## Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.

Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition

is true and correct, that I am the foreign representative of a debtor in a foreign

proceeding, and that I am authorized to file this petition.

Page 3

☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

## X /s/ Miroslaw Dziwisz

Signature of Debtor Miroslaw Dziwisz

## X /s/ Elzbieta Dziwisz

Signature of Joint Debtor Elzbieta Dziwisz

Telephone Number (If not represented by attorney)

### April 11, 2008

Date

## Signature of Attorney\*

## X /s/ Daniel J. Podkowa

Signature of Attorney for Debtor(s)

### Daniel J. Podkowa 6207945

Printed Name of Attorney for Debtor(s)

## Law Office of Daniel J. Podkowa

Firm Name

1420 Renaissance Dr.

Suite 301-D

Park Ridge, IL 60068-1343

Address

### 847-699-7500

Telephone Number

### April 11, 2008

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

## Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

**V** 

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

## Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

_		

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 4 of 39

Official Form 1, Exhibit D (10/06)

# **United States Bankruptcy Court Northern District of Illinois**

	Not then District of Inmois							
In re	Miroslaw Dziwisz Elzbieta Dziwisz		Case No.					
		Debtor(s)	Chapter	7				
			•					

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

# Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 5 of 39

## Official Form 1, Exh. D (10/06) - Cont.

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for determination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of realizing and making rational decisions with respect to
financial responsibilities.);
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being
unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or
through the Internet.);
☐ Active military duty in a military combat zone.
☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling
requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:	/s/ Miroslaw Dziwisz	
	Miroslaw Dziwisz	
Date: April 11, 2008		

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 6 of 39

Official Form 1, Exhibit D (10/06)

# **United States Bankruptcy Court Northern District of Illinois**

	Notified it District of Himois							
In re	Miroslaw Dziwisz Elzbieta Dziwisz		Case No.					
		Debtor(s)	Chapter	7				
			_					

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. *Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency*.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

# Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 7 of 39

## Official Form 1, Exh. D (10/06) - Cont.

☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable
statement.] [Must be accompanied by a motion for determination by the court.]
☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or
mental deficiency so as to be incapable of realizing and making rational decisions with respect to
financial responsibilities.);
☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being
unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or
through the Internet.);
☐ Active military duty in a military combat zone.
☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling
requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:	/s/ Elzbieta Dziwisz	
	Elzbieta Dziwisz	
Date: April 11, 2008		

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 8 of 39

B6 Summary (Official Form 6 - Summary) (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Miroslaw Dziwisz,		Case No.	
	Elzbieta Dziwisz			
		Debtors	Chapter	7

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors must also complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	158,500.00		
B - Personal Property	Yes	4	21,202.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		143,358.93	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		77,132.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			2,831.00
J - Current Expenditures of Individual Debtor(s)	Yes	2			2,777.00
Total Number of Sheets of ALL Schedu	ıles	16			
	T	otal Assets	179,702.00		
			Total Liabilities	220,490.93	

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 9 of 39

Form 6 - Statistical Summary (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Miroslaw Dziwisz,		Case No.	
	Elzbieta Dziwisz			
		Debtors	Chapter	7

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C.§ 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

☐ Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	0.00
Student Loan Obligations (from Schedule F)	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	0.00
TOTAL	0.00

## State the following:

Average Income (from Schedule I, Line 16)	2,831.00
Average Expenses (from Schedule J, Line 18)	2,777.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	2,831.00

### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY"     column		1,620.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		0.00
4. Total from Schedule F		77,132.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		78,752.00

Entered 04/16/08 18:00:55 Desc Main Case 08-09364 Doc 1 Filed 04/16/08 Document Page 10 of 39

B6A (Official Form 6A) (12/07)

In re	Miroslaw Dziwisz,	Case No
	Elzbieta Dziwisz	

Debtors

## **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim." If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Condo unit at 1760 Bristol Walk # E in Hoffman		J	158.500.00	125.958.93
Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim

Estates, IL 60169 purchased in 2001 for \$107,500.00. Stated value of \$158,500 obtained from Zillow.com as of 4/11/08.

> Sub-Total > 158,500.00 (Total of this page)

158,500.00

Total >

**0** continuation sheets attached to the Schedule of Real Property

(Report also on Summary of Schedules)

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 11 of 39

B6B (Official Form 6B) (12/07)

In re	Miroslaw Dziwisz,	Case No.
	Elzbieta Dziwisz	

Debtors

## **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	Type of Property	N O N Description and Location of Property E	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
1.	Cash on hand	Cash	J	60.00
2.		Chase Bank checking acct.	J	800.00
	accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	Community Savings Bank savings acct.	н	50.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	x		
4.	Household goods and furnishings,	1 1/2 yr. couch	J	300.00
	including audio, video, and computer equipment.	2 yr., old 21" TV	J	90.00
		DVD player and stereo	J	40.00
		Bar stools for kitchen	J	50.00
		Mattresses, box springs and frames	J	200.00
		Children's bedroom furniture	J	50.00
		Misc. goods and furnishings not otherwise listed	J	500.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	x		
6.	Wearing apparel.	Clothing	J	300.00
7.	Furs and jewelry.	Wife's wedding and engagement rings (were \$1,00 new)	00 W	500.00
		Misc. inexpensive jewelry	J	150.00
			Sub-Tot	al > 3,090.00

**<sup>3</sup>** continuation sheets attached to the Schedule of Personal Property

(Total of this page)

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 12 of 39

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Miroslaw Dziwisz,	Case No
	Elzbieta Dziwisz	

## Debtors

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interests in insurance policies.  Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issuer.	X			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	P G	ossible Economic Stimulus Payment from U.S. covernment (maximum possible is stated)	J	1,800.00
		F	ederal Income tax refune	J	532.00

Sub-Total > 2,332.00 (Total of this page)

Sheet <u>1</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 13 of 39

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Miroslaw Dziwisz,
	Elzbieta Dziwisz

## Debtors

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
19.	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and	20	00 Mercedes 320 ML 85,000 miles	J	9,500.00
	other vehicles and accessories.		02 Nissan Frontier 76,000 miles King Cab 4 cyl. tomatic	J	6,280.00
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	X			
			(Total	Sub-Total of this page)	al > <b>15,780.00</b>

Sheet <u>2</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 14 of 39

 $B6B\ (Official\ Form\ 6B)\ (12/07)$  - Cont.

In re	Miroslaw Dziwisz,
	Elzbieta Dziwisz

Case No.		
Case Ino.		

## Debtors

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
31. Animals.	X			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			

Sub-Total > (Total of this page)

Total > 21,202.00

Sheet <u>3</u> of <u>3</u> continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

0.00

B6C (Official Form 6C) (12/07)

In re	Miroslaw Dziwisz,
	Elzbieta Dziwisz

Case No.		

Debtors

# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor claims the exemptions to which debtor is entitled under:	Check if debtor claims a homestead exemption that exceeds
(Check one box)	\$136,875.

☐ 11 U.S.C. §522(b)(2) ☐ 11 U.S.C. §522(b)(3)

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Real Property Condo unit at 1760 Bristol Walk # E in Hoffman Estates, IL 60169 purchased in 2001 for \$107,500.00. Stated value of \$158,500 obtained from Zillow.com as of 4/11/08.	735 ILCS 5/12-901	30,000.00	158,500.00
Cash on Hand Cash	735 ILCS 5/12-1001(b)	60.00	60.00
Checking, Savings, or Other Financial Accounts, Chase Bank checking acct.	Certificates of Deposit 735 ILCS 5/12-1001(b)	800.00	800.00
Community Savings Bank savings acct.	735 ILCS 5/12-1001(b)	50.00	50.00
Household Goods and Furnishings 1 1/2 yr. couch	735 ILCS 5/12-1001(b)	300.00	300.00
2 yr., old 21" TV	735 ILCS 5/12-1001(b)	90.00	90.00
DVD player and stereo	735 ILCS 5/12-1001(b)	40.00	40.00
Bar stools for kitchen	735 ILCS 5/12-1001(b)	50.00	50.00
Mattresses, box springs and frames	735 ILCS 5/12-1001(b)	200.00	200.00
Children's bedroom furniture	735 ILCS 5/12-1001(b)	50.00	50.00
Misc. goods and furnishings not otherwise listed	735 ILCS 5/12-1001(b)	500.00	500.00
Wearing Apparel Clothing	735 ILCS 5/12-1001(a)	300.00	300.00
Furs and Jewelry Wife's wedding and engagement rings (were \$1,000 new)	735 ILCS 5/12-1001(b)	500.00	500.00
Misc. inexpensive jewelry	735 ILCS 5/12-1001(b)	150.00	150.00
Other Liquidated Debts Owing Debtor Including T Possible Economic Stimulus Payment from U.S. Government (maximum possible is stated)	ax Refund 735 ILCS 5/12-1001(b)	1,800.00	1,800.00
Federal Income tax refune	735 ILCS 5/12-1001(b)	532.00	532.00

Total:	35.422.00	163.922.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Page 16 of 39 Document

B6D (Official Form 6D) (12/07)

In re	Miroslaw Dziwisz,
	Elzbieta Dziwisz

|--|

Debtors

# SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Unliquidated". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	Hu Hu	sband, Wife, Joint, or Community  DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGEN	DZLLQULDA	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No. xxxxxxxxxx0108			May, 2006	Τ̈́	A T E D	İ		
Chase Automotive Finance PO Box 15700 Wilmington, DE 19886-5700		J	Purchase Money Security 2000 Mercedes 320 ML 85,000 miles		ט			
			Value \$ 9,500.00				10,900.00	1,400.00
Account No. xxxxxxxxxx6114  Harris NA PO Box 6201 Carol Stream, IL 60197-6201		J	Dec. 2006  Purchase Money Security  2002 Nissan Frontier 76,000 miles King Cab 4 cyl. automatic					
			Value \$ 6,280.00				6,500.00	220.00
Irwin Home Equity 12677 Alcosta Blvd. Ste. 500 San Ramon, CA 94583-4427		J	3/05 Second Mortgage Condo unit at 1760 Bristol Walk # E in Hoffman Estates, IL 60169 purchased in 2001 for \$107,500.00. Stated value of \$158,500 obtained from Zillow.com as of 4/11/08.					
			Value \$ 158,500.00				28,020.77	0.00
Account No. xxxxxx3691  Washington Mutual Home Loans P.O. Box 9001123  Louisville, KY 40290-1123		J	7/06 First Mortgage Condo unit at 1760 Bristol Walk # E in Hoffman Estates, IL 60169 purchased in 2001 for \$107,500.00. Stated value of \$158,500 obtained from Zillow.com as of 4/11/08.					
			Value \$ 158,500.00				97,938.16	0.00
continuation sheets attached			S (Total of th	ubt nis p			143,358.93	1,620.00
			(Report on Summary of Sc	_	ota ule	_	143,358.93	1,620.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 17 of 39

B6E (Official Form 6E) (12/07)

·			
In re	Miroslaw Dziwisz,	Case No	
	Elzbieta Dziwisz		
_		Debtors ,	

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report thi total also on the Statistical Summary of Certain Liabilities and Related Data.
■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
☐ Domestic support obligations
Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relation of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
☐ Extensions of credit in an involuntary case
Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of trustee or the order for relief. 11 U.S.C. § 507(a)(3).
☐ Wages, salaries, and commissions
Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sale representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
☐ Contributions to employee benefit plans
Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of busine whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
☐ Certain farmers and fishermen
Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
☐ Deposits by individuals
Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
☐ Taxes and certain other debts owed to governmental units
Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
☐ Commitments to maintain the capital of an insured depository institution
Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
☐ Claims for death or personal injury while debtor was intoxicated
Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

**0** continuation sheets attached

<sup>\*</sup> Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 18 of 39

B6F (Official Form 6F) (12/07)

In re	Miroslaw Dziwisz,	Case No.	
	Elzbieta Dziwisz	<u>.</u>	
_		Debtors	

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE,	C O D E B T	H H W	DATE CLAIM WAS INCURRED AND	() ()	CONT	UNLIQUI	D I S P U	
AND ACCOUNT NUMBER (See instructions above.)	T O R	C	CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	·	- 1	1)	U T E D	AMOUNT OF CLAIM
Account No. xxxxxxxxxxxx0001			6/06  Debtor is a co-signer on an auto loan. He is not on the title			A T E D		
American Eagle Bank 556 Randall Rd. South Elgin, IL 60177	x	Н	1		x			
Account No. xxxx-xxxxxx-x1002			1996-1/07 Credit card purchases					1,093.00
American Express PO Box 360002 Ft. Lauderdale, FL 33336-0002		н						
A			0000 4/07					19,050.00
Account No. xxxx xxxx xxxx 2959  Bank of America PO Box 15480 Wilmington, DE 19850		v	2002-1/07 Credit card purchases					
Account No. xxx xxxxx xx77 09			2/07					12,361.00
Bank of America PO Box 15480 Wilmington, DE 19850		н	Credit card purchases					708.00
2 continuation sheets attached		1	ı (Tota	Su of thi				33,212.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Page 19 of 39 Document

B6F (Official Form 6F) (12/07) - Cont.

In re	Miroslaw Dziwisz,	Case No
	Elzbieta Dziwisz	

# Debtors SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME,	ç	Hu	sband, Wife, Joint, or Community	CO	Ü	Þ	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	J H H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.		NL I QU I DAT	D I S P U T E D	AMOUNT OF CLAIM
Account No. xxxx xxxx 1909			10/96-8/07	Т	T		
BP Amoco Processing Center Des Moines, IA 50360-6600		J	Gasoline		E D		15.00
Account No. xxxx xxxx xxxx 6969			2002-1/07				
Chase PO Box 15298 Wilmington, DE 19850		w	Credit card purchases				2,317.00
	L			_	L	L	2,317.00
Account No. xxxx xxxx xxxx 5974  Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153	-	Н	1997-3/07 Credit card purchases				6,916.00
Account No.	T		Chase Bank legal department	T	T	T	
Representing: Chase			131 S., Dearborn, St., Fl. 5 Chicago, IL 60603				
Account No. xxxx xxxx xxxx 0762			1998-2/07				
Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153		Н	Credit card purchases				21,142.00
Sheet no. 1 of 2 sheets attached to Schedule of				Sub	tota	1	20 202 22
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his	pag	e)	30,390.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Page 20 of 39 Document

 $B6F\ (Official\ Form\ 6F)\ (12/07)$  - Cont.

In re	Miroslaw Dziwisz,	Case No
	Elzbieta Dziwisz	

# Debtors SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

	l c		1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1 -		_	
CREDITOR'S NAME,	CO	Hu	sband, Wife, Joint, or Community	6	U N L	D I	
MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	D E B T O R	C A M	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	NT I NG E NT	L L Q D L D A F H D	SPUTED	AMOUNT OF CLAIM
Account No. xxxx xxxx xxxx 0663			3/07	T	T E		
Discover Card P.O. Box 30395 Salt Lake City, UT 84130-0395		J	Balance transfer		D		4,054.00
Account No. xxxx-xxxx-6913	t		2005	t			
Harlem Furniture P.O. Box 17602 Baltimore, MD 21297-1602		н	Couch and bed with chest - damaged by cat.				
Account No. xxxx-xxxx-xxxx-1902	-		2001-5/07				3,421.00
Household Bank HSBC Card Services PO Box 81622 Salinas, CA 93912-1622		w	Credit card purchases				1,878.00
Account No. x7468			6/07	T		П	
Steven B. Abern, MD, Sc c/o Certified Services, Inc. PO Box 177 Waukegan, IL 60079-0177	-	н	Medical bill(s) (not related to any accidents)				425.00
Account No. xxxx xxxx xxxx 2734	t		2005-4/07	+		Н	
The Home Depot PO Box 105981 Atlanta, GA 30353		J	Credit card purchases				3,752.00
Sheet no. <b>2</b> of <b>2</b> sheets attached to Schedule of	1			L	nte	Н	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				13,530.00
			(Report on Summary of So		ota lule		77,132.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 21 of 39

B6G (Official Form 6G) (12/07)

In re	Miroslaw Dziwisz,	Case No.
	Elzbieta Dziwisz	

Debtors

# SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser", "Agent", etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

■ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract

Description of Contract or Lease and Nature of Debtor's Interest. State whether lease is for nonresidential real property. State contract number of any government contract. Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 22 of 39

B6H (Official Form 6H) (12/07)

In re	Miroslaw Dziwisz,	Case No.
	Flzhieta Dziwisz	

Debtors

## **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Jan Dziwisz 883 Atlantic Ave., Apt. E Hoffman Estates, IL 60169 American Eagle Bank 556 Randall Rd. South Elgin, IL 60177

Copyright (c) 1996-2007 - Best Case Solutions - Evanston, IL - (800) 492-8037

# Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 23 of 39

**B6I (Official Form 6I) (12/07)** 

	Miroslaw Dziwisz			
In re	Elzbieta Dziwisz		Case No.	
		Debtor(s)		

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDE	NTS OF DEBTO	OR AND SPO	USE					
Married	RELATIONSHIP(S):  Daughter  Daughter		GE(S): 4 yrs. 7 yrs.						
<b>Employment:</b>	DEBTOR			SPOUSE					
Occupation	Self-employed construction	Part-	time cashi	er					
Name of Employer	• •	Exclu	ısive Tan,	Inc.					
How long employed	Approx. 6 yrs.		ox. 1 1/2 yı						
Address of Employer	(out of residence)		Pebble Be Frove Villag	ach ge, IL 60007					
INCOME: (Estimate of average or	projected monthly income at time case filed)	•	]	DEBTOR		SPOUSE			
1. Monthly gross wages, salary, and	commissions (Prorate if not paid monthly)		\$	2,055.20	\$	775.80			
2. Estimate monthly overtime			\$	0.00	\$	0.00			
3. SUBTOTAL			\$	2,055.20	\$	775.80			
4. LESS PAYROLL DEDUCTION									
a. Payroll taxes and social sec	urity		\$	0.00	\$	0.00			
b. Insurance			\$	0.00	\$	0.00			
c. Union dues			\$	0.00	\$	0.00			
d. Other (Specify):			\$ \$	0.00	\$ \$	0.00			
5. SUBTOTAL OF PAYROLL DE			\$	0.00	\$	0.00			
6. TOTAL NET MONTHLY TAKE	E HOME PAY		\$	2,055.20	\$	775.80			
	of business or profession or farm (Attach detailed	l statement)	\$	0.00	\$	0.00			
8. Income from real property			\$	0.00	\$	0.00			
<ul><li>9. Interest and dividends</li><li>10. Alimony, maintenance or support</li></ul>	ort payments payable to the debtor for the debtor	's use or that of	\$ <u></u>	0.00	\$	0.00			
dependents listed above 11. Social security or government a			\$	0.00	\$	0.00			
(0 :0)	ssistance		\$	0.00	\$	0.00			
			\$	0.00	\$	0.00			
<ul><li>12. Pension or retirement income</li><li>13. Other monthly income</li></ul>			\$	0.00	\$	0.00			
(6. 10.)			\$	0.00	\$	0.00			
			\$	0.00	\$	0.00			
14. SUBTOTAL OF LINES 7 THR	OUGH 13		\$	0.00	\$	0.00			
15. AVERAGE MONTHLY INCO	ME (Add amounts shown on lines 6 and 14)		\$	2,055.20	\$	775.80			
16. COMBINED AVERAGE MON	TTHLY INCOME: (Combine column totals from	line 15)		\$	2,831.0	00			

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

Entered 04/16/08 18:00:55 Desc Main Case 08-09364 Doc 1 Filed 04/16/08 Document Page 24 of 39

B6J (Official Form 6J) (12/07)

	Miroslaw Dziwisz			
In re	Elzbieta Dziwisz		Case No.	
		Debtor(s)		

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case

1. Rent or home mortgage payment (include lot rented for mobile home)   3. Are real estate taxes included?   Yes   No   X	filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22		e monthly
a. Are real estate taxes included? Yes No X b. Is property insurance included? Yes No X 2. Utilities: a. Electricity and heating fuel b. Water and sewer \$ 0.000 c. Telephone \$ 0.000 d. Other See Detailed Expense Attachment \$ 0.000 d. Clothing \$ 0.000 d. Aluto \$ 0.000 d. Alu	☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Comple expenditures labeled "Spouse."	ete a separat	e schedule of
a. Are real estate taxe's included? Yes No X b. Is property insurance included? Yes No X 2. Uffilties: a. Electricity and heating fuel b. Water and sewer c. Telephone d. Other See Detailed Expense Attachment 3. Home maintenance (repairs and upkcep) 4. Food 5. Clothing 6. Laundry and dry cleaning 7. Medical and dental expenses 8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. Life c. Health 6. Life c. Health 7. Life 6. Life 6. Life 6. Chealth 7. Life 6. Chealth 7. Life 7. Lother 8. Lother 8. Lother 9. R.E. taxes 1. Sound 1. Insurance (not deducted from wages or included in home mortgage payments) 1. Insurance (not deducted from wages or included in home mortgage payments) 1. Life 6. Chealth 7. Life 7. Lother 8. Lother 1. Lo	1. Rent or home mortgage payment (include lot rented for mobile home)	\$	786.00
B. Is property insurance included?			
D. Water and sewer   S   0.00	b. Is property insurance included? Yes No _X_		
C. Telephone   \$ 490.00   490.00   3. Home maintenance (repairs and upkeep)   \$ 490.00   4. Food   \$ 330.00   5. Clothing   \$ 15.00   5. Clothing   \$ 5.00   \$ 5. Clothing   \$ 5.00   \$ 5. Clothing   \$ 5. Clothing	•		
A. Other   See Detailed Expense Attachment   \$   490.00     4. Food   \$   303.00     5. Clothing   \$   5.00     5. Clothing   \$   5.00     6. Laundry and dry cleaning   \$   5.00     7. Medical and dental expenses   \$   5.00     8. Transportation (not including car payments)   \$   5.00     9. Recreation, clubs and entertainment, newspapers, magazines, etc.   \$   0.00     10. Charitable contributions   \$   0.00     11. Insurance (not deducted from wages or included in home mortgage payments)   \$   0.00     11. Insurance (not deducted from wages or included in home mortgage payments)   \$   25.00     12. Lie   \$   0.00     13. Life   \$   0.00     14. Alto   \$   0.00     15. Other   \$   0.00     16. Other   \$   0.00     17. Other   \$   0.00     18. Avito   \$   0.00     19. Ayiments for support of additional dependents not living at your home   \$   0.00     19. Charge monthly expenses from Operation of business, profession, or farm (attach detailed statement)   \$   0.00     19. Other			
Nome maintenance (repairs and upkeep)			
Food		· · · · · · · · · · · · · · · · · · ·	
5. Clothing         \$ 15.00           6. Laundry and dry cleaning         \$ 5.00           7. Medical and dental expenses         \$ 5.00           8. Transportation (not including car payments)         \$ 150.00           9. Recreation, clubs and entertainment, newspapers, magazines, etc.         \$ 0.00           10. Charitable contributions         \$ 0.00           11. Insurance (not deducted from wages or included in home mortgage payments)         \$ 25.00           12. Insurance (not deducted from wages or included in home mortgage payments)         \$ 0.00           6. Health         \$ 0.00           6. Health         \$ 0.00           6. Other         \$ 0.00           12. Taxes (not deducted from wages or included in home mortgage payments)         \$ 150.00           6. Specify         R.E. taxes           (Specify)         R.E. taxes           (Specify)         R.E. taxes           13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the           plant         \$ 0.00           14. Alimony, maintenance, and support paid to others         \$ 0.00           15. Payments for support of additional dependents not living at your home         \$ 0.00           16. Regular expenses from operation of business, profession, or farm (attach detailed statement)         \$ 0.00		· —	
6. Laundry and dry cleaning 7. Medical and dental expenses 8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions 11. Insurance (not deducted from wages or included in home mortgage payments)  a. Homeowner's or renter's  a. Homeowner's or renter's  a. Homeowner's or renter's  a. Homeowner's or renter's  b. Life  c. Health  d. Auto c. Other  c. Other  (Specify)  R.E. taxes  (Specify)  R.E. taxes  150.00  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  b. Other  c. Other  a. Auto b. Other  a. Auto b. Other  c. Other  a. Auto b. Other  c. Other  14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement)  17. Other  Other  Describe any increase or decrease in expenditures reasonably anticipated to occur within the year of the filling of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  5. 2,831.00  5. 2,777.00  5. 2,777.00  5. 2,831.00  5. 2,831.00  5. 2,831.00  5. 2,777.00			
7. Medical and dental expenses       \$ 5.00         8. Transportation (not including car payments)       \$ 150.00         9. Recreation, clubs and entertainment, newspapers, magazines, etc.       \$ 0.00         10. Charitable contributions       \$ 0.00         11. Insurance (not deducted from wages or included in home mortgage payments)       \$ 25.00         12. Insurance (not deducted from wages or included in home mortgage payments)       \$ 0.00         12. Life       \$ 0.00         12. Health       \$ 120.00         13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)       \$ 150.00         12. Taxes (not deducted from wages or included in home mortgage payments)       \$ 150.00         (Specify)       R.E. taxes       \$ 150.00         13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)       \$ 51.00         14. Alimony, maintenance, and support paid to others       \$ 0.00         15. Payments for support of additional dependents not living at your home       \$ 0.00         16. Regular expenses from operation of business, profession, or farm (attach detailed statement)       \$ 0.00         17. Other       \$ 0.00         19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filling of this document:       \$ 2,777.00			
8. Transportation (not including car payments) 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. Recreation, clubs and entertainment, newspapers, magazines, etc. 9. 0.00 10. Charitable contributions 11. Insurance (not deducted from wages or included in home mortgage payments) 15. Life 16. Life 17. Life 18. Auto 19. Chealth 19. Chapter 11, 12, and 13 cases, do not list payments to be included in the plant 19. Cother			
9. Recreation, clubs and entertainment, newspapers, magazines, etc. 10. Charitable contributions 11. Insurance (not deducted from wages or included in home mortgage payments)  a. Homeowner's or renter's  a. Homeowner's or renter's  5. Life  6. Life  6. Life  7. Life  8. 0.00  6. Life  8. 0.00  6. Life  9. 0.00  12. Taxes (not deducted from wages or included in home mortgage payments)  6. Specify R. E. taxes  12. Taxes (not deducted from wages or included in home mortgage payments)  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  14. Alimony, maintenance, and support paid to others  15. Payments for support of additional dependents not living at your home  16. Regular expenses from operation of business, profession, or farm (attach detailed statement)  17. Other  Other  Other  18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  5. 2,831.00  5. 2,777.00			
10. Charitable contributions   \$ 0.00     11. Insurance (not deducted from wages or included in home mortgage payments)   \$ 25.00		· · · · · · · · · · · · · · · · · · ·	
11. Insurance (not deducted from wages or included in home mortgage payments)  a. Homeowner's or renter's b. Life c. Health c			
a. Homeowner's or renter's b. Life c. Health c. Health d. Auto e. Other c. Other 12. Taxes (not deducted from wages or included in home mortgage payments) (Specify) R.E. taxes (Specify) R.E. taxes (Specify) R.E. taxes 150.00  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  a. Auto b. Other c. Other  a. Auto b. Other c. Other  14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other Other Other Other 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I 5. Average monthly expenses from Line 18 above  \$ 2,377.00		<b>»</b>	0.00
b. Life c. Health d. Auto e. Other 12. Taxes (not deducted from wages or included in home mortgage payments) (Specify) R.E. taxes (Specify) R.E. taxes (Specify) R.E. taxes  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  a. Auto b. Other c. Other  a. Auto b. Other c. Other  14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other Other Other Other Other  18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I a. Average monthly expenses from Line 18 above  \$ 2,831.00 b. Average monthly expenses from Line 18 above		¢	25.00
C.   Health			
d. Auto e. Other Cypecify) R.E. taxes (Specify) R.E. taxes (Specify) R.E. taxes (Specify) R.E. taxes  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  a. Auto b. Other c. Other c. Other Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other Other Other Other Specifical MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I b. Average monthly expenses from Line 18 above  \$ 2,831.00 \$ 2,831.00		·	
e. Other		· <del></del>	
12. Taxes (not deducted from wages or included in home mortgage payments) (Specify) R.E. taxes  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  14. Auto 15. Other 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME 21. Average monthly income from Line 15 of Schedule I 22. Average monthly expenses from Line 18 above  15. Payments to be included in the plan in			
(Specify) R.E. taxes  13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  a. Auto b. Other c. Other 14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other Other 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I  Average monthly expenses from Line 18 above  \$ 2,831.00  b. Average monthly expenses from Line 18 above		Ψ	0.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)  a. Auto b. Other c. Other s. Other 14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other Other S. O.00 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I  S. 2,831.00 b. Average monthly expenses from Line 18 above  \$ 2,777.00		¢	150.00
a. Auto b. Other c. Other 14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other S Other Other S Other Other Other Other S Other Other Other S Other Ot		Φ	130.00
a. Auto b. Other c. Other c. Other 14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other Other 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME a. Average monthly income from Line 15 of Schedule I  S. Average monthly expenses from Line 18 above  \$ 2,831.00  b. Average monthly expenses from Line 18 above			
b. Other c. Other st. Other c. Other st. Other		\$	551.00
c. Other  14. Alimony, maintenance, and support paid to others  15. Payments for support of additional dependents not living at your home  16. Regular expenses from operation of business, profession, or farm (attach detailed statement)  17. Other  18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 0.00  \$ 2,777.00		· · · · · · · · · · · · · · · · · · ·	
14. Alimony, maintenance, and support paid to others 15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other			
15. Payments for support of additional dependents not living at your home 16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other 17. Other 18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.) 19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME 20. Average monthly income from Line 15 of Schedule I 3. Average monthly expenses from Line 18 above  \$ 2,831.00 \$ 2,777.00		· <del></del>	
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)  17. Other Other Other  18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 2,831.00		· <del></del>	
17. Other Other \$ 0.00  18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I \$ 2,831.00  b. Average monthly expenses from Line 18 above \$ 2,777.00			
Other \$ 0.00  18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I \$ 2,831.00 b. Average monthly expenses from Line 18 above \$ 2,777.00	17.04		·
if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 2,831.00  \$ 2,777.00			
if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)  19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 2,831.00  \$ 2,777.00	18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and,	\$	2,777.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 2,831.00			
following the filing of this document:  20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 2,831.00  \$ 2,777.00	••	-	
20. STATEMENT OF MONTHLY NET INCOME  a. Average monthly income from Line 15 of Schedule I  b. Average monthly expenses from Line 18 above  \$ 2,831.00  \$ 2,777.00			
<ul> <li>a. Average monthly income from Line 15 of Schedule I</li> <li>b. Average monthly expenses from Line 18 above</li> <li>5</li> <li>2,831.00</li> <li>2,777.00</li> </ul>			
<ul> <li>a. Average monthly income from Line 15 of Schedule I</li> <li>b. Average monthly expenses from Line 18 above</li> <li>5</li> <li>2,831.00</li> <li>2,777.00</li> </ul>	20. STATEMENT OF MONTHLY NET INCOME	-	
b. Average monthly expenses from Line 18 above \$ 2,777.00		\$	2.831.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Page 25 of 39 Document

B6J (Official Form 6J) (12/07)

Miroslaw Dziwisz

	WIII OSIAW DZIWISZ		
In re	Elzbieta Dziwisz	Case No.	
		· · · · · · · · · · · · · · · · · · ·	

Debtor(s)

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S) **Detailed Expense Attachment**

## **Other Utility Expenditures:**

Cell phone(s)	\$ 90.00
Condo association fees (heat is part of fees)	\$ 320.00
Cable and internet	\$ 80.00
Total Other Utility Expenditures	\$ 490.00

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 26 of 39

B6 Declaration (Official Form 6 - Declaration). (12/07)

# **United States Bankruptcy Court Northern District of Illinois**

In re	Miroslaw Dziwisz Elzbieta Dziwisz		Case No.	
		Debtor(s)	Chapter	7
			•	

## DECLARATION CONCERNING DEBTOR'S SCHEDULES

	DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR			
			ad the foregoing summary and schedules, consisting of est of my knowledge, information, and belief.	
Date	April 11, 2008	Signature	/s/ Miroslaw Dziwisz Miroslaw Dziwisz Debtor	
Date	April 11, 2008	Signature	/s/ Elzbieta Dziwisz Elzbieta Dziwisz Joint Debtor	

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 27 of 39

B7 (Official Form 7) (12/07)

## United States Bankruptcy Court Northern District of Illinois

In re	Miroslaw Dziwisz Elzbieta Dziwisz		Case No.	
		Debtor(s)	Chapter	7

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

## 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$9,441.00	2008: Husband Construction and painting - as of 4/11/08 (self-employed)
\$2,570.00	2008: Wife Exclusive Tan, Inc.
\$36,900.00	2007: Husband Construction and painting - gross receipts (self-employed)
\$7,560.00	2007: Wife Exclusive Tan, Inc.
\$45,283.00	2006: Husband (wife not employed) Self-employment in construction and painting (from gross receipts line on tax return)

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

#### 3. Payments to creditors

None

Complete a. or b., as appropriate, and c.

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATES OF AMOUNT STILL OF CREDITOR PAYMENTS AMOUNT PAID OWING

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT
DATES OF PAID OR
PAYMENTS/ VALUE OF AMOUNT STILL
NAME AND ADDRESS OF CREDITOR TRANSFERS TRANSFERS OWING

None c All debtors: List all payn

c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

OWING

## 4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT
AND CASE NUMBER
NATURE OF PROCEEDING
Chase Bank USA, NA v.
Miroslaw G,. Dziwisz
O7 M1 205232

COURT OR AGENCY
AND LOCATION
Disposition
Cir. Ct. of Cook Co., Daley
Ctr, Chgo, IL

COURT OR AGENCY
AND LOCATION
DISPOSITION
Cir. Ct. of Cook Co., Daley
Ctr, Chgo, IL

None

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED DATE OF SEIZURE DESCRIPTION AND VALUE OF PROPERTY

2

### 5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER

DATE OF REPOSSESSION. FORECLOSURE SALE. DESCRIPTION AND VALUE OF TRANSFER OR RETURN **PROPERTY** 

### 6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE ASSIGNMENT TERMS OF ASSIGNMENT OR SETTLEMENT

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND LOCATION

NAME AND ADDRESS OF COURT DATE OF DESCRIPTION AND VALUE OF OF CUSTODIAN CASE TITLE & NUMBER ORDER

7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

**PROPERTY** 

8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

## 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Law Office of Daniel J. Podkowa 1420 Renaissance Dr. Suite 301-D Park Ridge, IL 60068-1343

DATE OF PAYMENT. NAME OF PAYOR IF OTHER THAN DEBTOR **Commenced 10/25/07** 

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$2,100.00

NAME AND ADDRESS OF PAYEE Chestnut Credit Counseling 151 Springfield Ave., Ste. C Joliet, IL 61701

DATE OF PAYMENT. NAME OF PAYOR IF OTHER THAN DEBTOR During or around 1/08

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$45.00

### 10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE. RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

None b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER **DEVICE** 

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST

IN PROPERTY

### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

## 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

### 13. Setoffs

None

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

## 14. Property held for another person

None

List all property owned by another person that the debtor holds or controls.

DESCRIPTION AND VALUE OF **PROPERTY** 

LOCATION OF PROPERTY

NAME AND ADDRESS OF OWNER

## Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 31 of 39

#### 15. Prior address of debtor

None

If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF DATE OF ENVIRONMENTAL SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which

the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

5

# Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 32 of 39

### 18. Nature, location and name of business

None

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO.

(ITIN)/ COMPLETE EIN ADDRESS

BEGINNING AND NATURE OF BUSINESS ENDING DATES

NATURE OF BUSINESS ENDING DATES

6

None

NAME

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME

**ADDRESS** 

### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	April 11, 2008	Signature	/s/ Miroslaw Dziwisz	
			Miroslaw Dziwisz	
			Debtor	
Date	April 11, 2008	Signature	/s/ Elzbieta Dziwisz	
		-	Elzbieta Dziwisz	
			Joint Debtor	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 33 of 39

Form 8 (10/05)

# **United States Bankruptcy Court** Northern District of Illinois

In re			_ Case No.	·	
	De	ebtor(s)	Chapter	7	
CHAPTER 7 INI	DIVIDUAL DEBTO	R'S STATEME	NT OF IN	<b>FENTION</b>	
I have filed a schedule of assets and lia	bilities which includes debts	secured by property of	f the estate.		
☐ I have filed a schedule of executory con	ntracts and unexpired leases v	which includes person	al property subj	ject to an unexpir	ed lease.
I intend to do the following with respec	ct to property of the estate wh	ich secures those debt	s or is subject t	o a lease:	
Description of Secured Property	Creditor's Name	Property will be Surrendered	as exempt	Property will be redeemed pursuant to 11 U.S.C. § 722	Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c)
2000 Mercedes 320 ML 85,000 miles	Chase Automotive Finance	Debtor will re regular paym		al and continue	e to make
2002 Nissan Frontier 76,000 miles King Cab 4 cyl. automatic	Harris NA	Debtor will re regular paym		al and continue	to make
Condo unit at 1760 Bristol Walk # E in Hoffman Estates, IL 60169 purchased i 2001 for \$107,500.00. Stated value of \$158,500 obtained from Zillow.com as 4/11/08.		Debtor will re regular paym		al and continue	e to make
Condo unit at 1760 Bristol Walk # E in Hoffman Estates, IL 60169 purchased i 2001 for \$107,500.00. Stated value of \$158,500 obtained from Zillow.com as 4/11/08.		Debtor will re regular paym		al and continue	to make
Description of Leased Property	Lessor's Name	Lease will be assumed pursuan to 11 U.S.C. § 362(h)(1)(A)	t		
-NONE-		2 = (-7(-7)			
Date <b>April 11, 2008</b>	<u> </u>	s/ Miroslaw Dziwis Niroslaw Dziwisz Debtor	z		
Date <b>April 11. 2008</b>	Signature <i>I</i> g	s/ Elzbieta Dziwisz			

Elzbieta Dziwisz Joint Debtor Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 34 of 39
United States Bankruptcy Court
Northern District of Illinois

In re	Miroslaw Dziwisz Elzbieta Dziwisz		Case No.	
		Debtor(s)	Chapter	7

		Debtor(s)	Chapte	er <u>7</u>	
	DISCLOSURE OF COM	MPENSATION OF ATTO	ORNEY FOR	DEBTOR(S)	
1.	Pursuant to 11 U.S.C. § 329(a) and Bankrup compensation paid to me within one year before be rendered on behalf of the debtor(s) in contemp	the filing of the petition in bankrup	tcy, or agreed to be	paid to me, for services ren	r and that dered or to
	For legal services, I have agreed to accept		\$	2,100.00	
	Prior to the filing of this statement I have rec	ceived	\$	2,100.00	
	Balance Due		\$	0.00	
2.	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
3.	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
4.	■ I have not agreed to share the above-disclosed	d compensation with any other perso	on unless they are n	nembers and associates of my	law firm.
	☐ I have agreed to share the above-disclosed co copy of the agreement, together with a list of				firm. A
5.	In return for the above-disclosed fee, I have agree a. Analysis of the debtor's financial situation, and b. Preparation and filing of any petition, schedul c. Representation of the debtor at the meeting of d. [Other provisions as needed]  Negotiations with secured credito reaffirmation agreements and app 522(f)(2)(A) for avoidance of liens	d rendering advice to the debtor in c es, statement of affairs and plan whi creditors and confirmation hearing, ars to reduce to market value; edications as needed; preparation	determining whethe ich may be required, and any adjourned exemption plann	to file a petition in bankrup; hearings thereof; ng; preparation and filir	ng of
6.	By agreement with the debtor(s), the above-discle Representation of the debtors in a any other adversary proceeding.			ances, relief from stay a	ctions or
		CERTIFICATION			
thi	I certify that the foregoing is a complete statemen s bankruptcy proceeding.	t of any agreement or arrangement f	or payment to me for	or representation of the debto	or(s) in
Da	nted: _April 11, 2008	/s/ Daniel J. Po	dkowa		_
		Daniel J. Podko	owa Daniel J. Podkow	a	
		1420 Renaissai		u	
		Suite 301-D Park Ridge, IL (	60068-1343		
		847-699-7500	00000-1343		

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

## 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

## 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

## Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 36 of 39

#### **B 201** (04/09/06)

## Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

## **Chapter 12:** Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

## 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

## **Certificate of Attorney**

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Daniel J. Podkowa	X /s/ Daniel J. Podkowa	April 11, 2008
Printed Name of Attorney	Signature of Attorney	Date
Address:		
1420 Renaissance Dr.		
Suite 301-D		
Park Ridge, IL 60068-1343		
847-699-7500		
C	ertificate of Debtor	
I (We), the debtor(s), affirm that I (we) have rece	eived and read this notice.	
Miroslaw Dziwisz		
Elzbieta Dziwisz	X /s/ Miroslaw Dziwisz	April 11, 2008
Printed Name of Debtor	Signature of Debtor	Date
Case No. (if known)	X /s/ Elzbieta Dziwisz	April 11, 2008
	Signature of Joint Debtor (if any)	Date

Case 08-09364 Doc 1 Filed 04/16/08 Entered 04/16/08 18:00:55 Desc Main Document Page 37 of 39

# **United States Bankruptcy Court** Northern District of Illinois

In re	Miroslaw Dziwisz Elzbieta Dziwisz		Case No.		
		Debtor(s)	Chapter 7		
	VI	ERIFICATION OF CREDITOR M	<b>IATRIX</b>		
	Number of Creditors:				
	The above-named Debtor(s) hereby verifies that the list of creditors is true and correct to the best of my (our) knowledge.				
Date:	April 11, 2008	/s/ Miroslaw Dziwisz Miroslaw Dziwisz			
		Signature of Debtor			
Date:	April 11, 2008	/s/ Elzbieta Dziwisz			
		Elzbieta Dziwisz			
		Signature of Debtor			

American Eagle Bank 556 Randall Rd. South Elgin, IL 60177

American Express PO Box 360002 Ft. Lauderdale, FL 33336-0002

Bank of America PO Box 15480 Wilmington, DE 19850

Bank of America PO Box 15480 Wilmington, DE 19850

BP Amoco Processing Center Des Moines, IA 50360-6600

Chase PO Box 15298 Wilmington, DE 19850

Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153

Chase Cardmember Services PO Box 15153 Wilmington, DE 19886-5153

Chase Automotive Finance PO Box 15700 Wilmington, DE 19886-5700

Chase Bank legal department 131 S., Dearborn, St., Fl. 5 Chicago, IL 60603

Discover Card P.O. Box 30395 Salt Lake City, UT 84130-0395 Harlem Furniture P.O. Box 17602 Baltimore, MD 21297-1602

Harris NA PO Box 6201 Carol Stream, IL 60197-6201

Household Bank HSBC Card Services PO Box 81622 Salinas, CA 93912-1622

Irwin Home Equity 12677 Alcosta Blvd. Ste. 500 San Ramon, CA 94583-4427

Jan Dziwisz 883 Atlantic Ave., Apt. E Hoffman Estates, IL 60169

Steven B. Abern, MD, Sc c/o Certified Services, Inc. PO Box 177 Waukegan, IL 60079-0177

The Home Depot PO Box 105981 Atlanta, GA 30353

Washington Mutual Home Loans P.O. Box 9001123 Louisville, KY 40290-1123